HONOURABLE SRI JUSTICE K.C. BHANU

W.P.No.19367 of 2005

Dated 1st September, 2005

Between:

Allam Nagaraju,

S/o.Veeraiah, aged 60 years

R/o.Seetampeta, Koyyalagudem Mandal,

West Godavari District .. Petitioner

And

The Eastern Power Distribution Company

of A.P., Daba Gardens, Visakhapatnam,

rep. by its Chairman and Managing Director

and two others .. Respondents

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ORAL ORDER:

This writ petition is filed seeking a Mandamus declaring the action of the respondents in attempting to disconnect the service connection and refusing to receive the areas of energy charges for S.C.No.57 of Narasannapalem village of Koyyalagudem Mandal, West Godavari District as illegal and arbitrary.

Heard the learned counsel for the petitioner and the learned standing counsel appearing for the respondents and perused the material placed on record.

No right of the petitioner has been infringed as on the date of filing the writ petition. Even otherwise, the allegation of the petitioner is that the respondents are attempting to disconnect the service connection. When the right of the petitioner has not been infringed, the question of issuing Mandamus does not arise.

Hence, the writ petition is dismissed as pre-matured. However, this order will not preclude the respondents from receiving arrears of the energy charges as offered by the petitioner, in accordance with the rules and regulations of the respondent-corporation. No order as to costs.

01.09.2005

bcj